


 08/09/04
 UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/811,399	08/25/2004	Marcial Vidal	R-0007 US

 Ronald J. Meetin
 210 Central Avenue
 Mountain View, CA 94043-4869

CONFIRMATION NO. 3282

FORMALITIES LETTER



OC000000012909341

Date Mailed: 06/09/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The following item(s) appear to have been **omitted** from the application:

- Figure(s) **8l** and **8m** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted items(s) and the petition (and petition fee) requesting the later filing date.

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III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required. A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/811,399 Confirmation No.: 3585
First Named Inventor: Vidal, Marcial Filing Date: 25 March 2004
Group Art Unit: Unknown Examiner: Unknown
Atty. Docket No.: R-0007 US
Title: Electron-beam-addressed Active-matrix Spatial Light Modulator
Assignee(s): Video Display Corporation

Mountain View, California
6 August 2004

**MAIL STOP MISSING PARTS
COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, Virginia 22313-1450**

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

Responsive to the "Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted" mailed 25 March 2004, the following documents are enclosed to complete the filing of the above patent application:

1. A declaration (potentially in counterpart) signed by the inventors in compliance with 37 CFR 1.63; and
2. Copy of Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted.

In regard to the apparent absence of Figs. 8l and 8m in the specification, Applicants' Attorney elects not to take action pursuant to options (I) and (II) presented in the "Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted".

Ronald J. Meetin
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94043-4869
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FEES

1. Surcharge for filing the declaration on a date later than
the filing date of the application \$ 65.00

TOTAL FEES: \$ 65.00

☒ The Commissioner is authorized to charge the preceding fees to Deposit Account
No. 502641.

☒ The Commissioner is also authorized to charge any additional fees which may be
required, or credit any overpayment, to Deposit Account No. 502641.

Attorney for Applicants respectfully submits that the enclosed documents complete
the filing of the above application and justify the filing date of 25 March 2004.

Please telephone Attorney for Applicant(s) at 650-964-9767 if there are any
questions.

This form is being submitted in duplicate.

EXPRESS MAIL LABEL NO.:

EV 337 116 036 US

Respectfully submitted,

Ronald J. Meetin

Ronald J. Meetin
Attorney for Applicant(s)
Reg. No. 29,089

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2004-08-06 Missing Parts Rsp.doc

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